

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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U.S. DISTRICT COURT  
DISTRICT OF MASS.

SARAH HORTON,

Plaintiff,

v.

TOWN SPORTS INTERNATIONAL, INC.,  
and TSI FENWAY, INC. d/b/a BOSTON  
SPORTS CLUBS,

Defendants.

Civil Action No. 04-CV-12359-MEL

AFFIDAVIT OF JANE RUSSELL

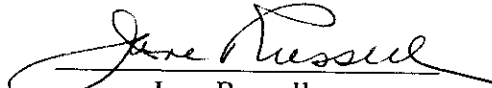
I, Jane Russell, do hereby testify as follows:

1. I am the Senior Human Resources Manager responsible for personnel matters concerning employees working at the Boston Sports Club operated by TSI Fenway, Inc. I have personal knowledge concerning the matters testified to in this affidavit.

2. Attached as Exhibit A is a true and accurate copy of the Employee Handbook referenced by Plaintiff Sarah Horton ("Horton") in her Amended Complaint.

3. Attached as Exhibit B is a true and accurate copy of the Acknowledgement Receipt signed by Horton as alleged in Paragraph 11 of her Amended Complaint.

Signed under the pains and penalties of perjury this 27<sup>th</sup> day of November, 2004.

  
Jane Russell

CERTIFICATE OF SERVICE

I, Laurie J. Hurtt, hereby certify that on the 29<sup>th</sup> day of November, 2004, I served by facsimile and first class mail, postage pre-paid, a copy of the above to the following counsel of record: Jonathan R. Black, Esq., 99 Derby Street, Suite 200, Hingham, MA 02043.

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Laurie J. Hurtt

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